

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- X
ALEXANDER DUNLOP,

Plaintiff,

-versus-

06 CV 433 (RJS)(JCF)

THE CITY OF NEW YORK, et al.

Defendants.

----- X

JAMES MIRRO, an attorney duly admitted to practice in the United States District Court for the Southern District of New York, declares under penalty of perjury and pursuant to 28 U.S.C. §1746 that the following is true and correct:

1. I am a Special Assistant Corporation Counsel in the office of MICHAEL A. CARDOZO, Corporation Counsel of the City of New York, attorney for defendants.

2. I am familiar with the facts and circumstances stated herein based upon personal knowledge, the books and records of the City of New York, and conversations with its agents and employees.

3. I submit this declaration in support of defendants' motion for reconsideration with respect to the plaintiff's Video Conspiracy claim, which defendants sought to dismiss pursuant to Rules 8 and 12(b)(6) of the FRCP.

4. I certify that the document attached as Exhibit "A" to this declaration is a true and correct copy of an ECF notification from the Court received by defendants at or about the time identified on that email.

5. I certify that the document attached as Exhibit "B" to this declaration is a true and correct copy of an ECF notification from the Court received by defendants at or about the time identified on that email.

6. I certify that the documents attached as Exhibit "C" to this declaration are true and correct copies of ECF notifications from the Court received by defendants at or about the time identified on those emails.

Dated: New York, New York
June 17, 2008



JAMES MIRRO
Special Assistant Corporation Counsel

EXHIBIT “A”

Mirro, James

From: NYSD_ECF_Pool@nysd.uscourts.gov
Sent: Wednesday, May 21, 2008 12:17 AM
To: deadmail@nysd.uscourts.gov
Subject: Activity in Case 1:06-cv-00433-RJS-JCF Dunlop v. The City of New York et al Motion for Reconsideration

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U.S. District Court
United States District Court for the Southern District of New York

Notice of Electronic Filing

The following transaction was entered by Mirro, James on 5/21/2008 0:16 AM EDT and filed on 5/21/2008

Case Name: Dunlop v. The City of New York et al Case Number: 1:06-cv-433
<https://ecf.nysd.uscourts.gov/cgi-bin/DktRpt.pl?314088>

Filer: Joseph EspositoThe City of New YorkJohn J. ColganMichael BloombergThomas GrahamRaymond KellyMaya GomezIlise Williams

Document Number: 57

Copy the URL address from the line below into the location bar of your Web browser to view the document: Document: https://ecf.nysd.uscourts.gov/doc1/12704803211?magic_num=36185831&de_seq_num=203&caseid=314088

Docket Text:

MOTION for Reconsideration <I>Of Court's May 6, 2008 Order</I>. Document filed by Thomas Graham, John J. Colgan, Ilise Williams, Maya Gomez, The City of New York, Michael Bloomberg, Raymond Kelly, Joseph Esposito. (Attachments: # (1) Exhibit A-C, # (2) Exhibit D-1, # (3) Exhibit D-2, # (4) Exhibit D-3, # (5) Exhibit E, # (6) Exhibit E-F) (Mirro, James)
1:06-cv-433 Notice has been electronically mailed to:
Gina Maria Bonica
bonica@kurlandassociates.com

James Mirro

jmirro@law.nyc.gov

Michael Symington Morgan

morganm@dany.nyc.gov

Yetta G. Kurland

kurland@helloworld.edu

1:06-cv-433 Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=5/21/2008] [FileNumber=4606850-0]
[580372b7ce179a5f2f67febc3fe292570a813dac6cb0a19575effbd3df536a15f448bb29a95bca36a0fc21628
92cb22b936bb126af6ce4eeec80119c9e3b986f]]

EXHIBIT “B”

Mirro, James

From: NYSD_ECF_Pool@nysd.uscourts.gov
Sent: Wednesday, May 21, 2008 11:58 AM
To: deadmail@nysd.uscourts.gov
Subject: Activity in Case 1:06-cv-00433-RJS-JCF Dunlop v. The City of New York et al Note to Attorney to Re-File Document - PDF Error

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Case Name: Dunlop v. The City of New York et al Case Number: 1:06-cv-433

<https://ecf.nysd.uscourts.gov/cgi-bin/DktRpt.pl?314088>

Filer:

Document Number:

No document attached

Docket Text:

***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - PDF ERROR. Note to Attorney James Mirro to RE-FILE Document [57] MOTION for Reconsideration of Court's May 6, 2008 Order. (KA)

1:06-cv-433 Notice has been electronically mailed to:

Michael Symington Morgan morganm@dany.nyc.gov James Mirro jmirro@law.nyc.gov Yetta G. Kurland kurland@belloworld.edu Gina Maria Bonica bonica@kurlandassociates.com

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EXHIBIT “C”

Mirro, James

From: NYSD_ECF_Pool@nysd.uscourts.gov
Sent: Wednesday, May 21, 2008 1:43 PM
To: deadmail@nysd.uscourts.gov
Subject: Activity in Case 1:06-cv-00433-RJS-JCF Dunlop v. The City of New York et al Motion for Reconsideration

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Case Name: Dunlop v. The City of New York et al Case Number: 1:06-cv-433
<https://ecf.nysd.uscourts.gov/cgi-bin/DktRpt.pl?314088>

Filer: The City of New York

Document Number: 59

Copy the URL address from the line below into the location bar of your Web browser to view the document: Document: https://ecf.nysd.uscourts.gov/doc1/12704805484?magic_num=50404070&de_seq_num=214&caseid=314088

Docket Text:

MOTION for Reconsideration re; [56] Order on Motion to Dismiss,,, Document filed by The City of New York.(Mirro, James)

1:06-cv-433 Notice has been electronically mailed to:

Gina Maria Bonica

bonica@kurlandassociates.com

James Mirro

jmirro@law.nyc.gov

Michael Symington Morgan

morganm@dany.nyc.gov

Yetta G. Kurland

kurland@helloworld.edu

1:06-cv-433 Notice has been delivered by other means to:

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Document description: Main Document

Original filename: n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=5/21/2008] [FileNumber=4609086-0]
[774cfb4b80e3fb856cab9137615c71ffde3c4c65d363e5a079dfc913b025cc1126cffffa51004ce336ea16c572
d58d02822ac6f1d8d0951b301116c3d0ad29b0b]]

Mirro, James

From: NYSD_ECF_Pool@nysd.uscourts.gov
Sent: Wednesday, May 21, 2008 1:45 PM
To: ~~deadmail@nysd.uscourts.gov~~
Subject: Activity in Case 1:06-cv-00433-RJS-JCF Dunlop v. The City of New York et al Memorandum of Law in Support of Motion

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The following transaction was entered by Mirro, James on 5/21/2008 1:44 PM EDT and filed on 5/21/2008

Case Name: Dunlop v. The City of New York et al Case Number: 1:06-cv-433
<https://ecf.nysd.uscourts.gov/cgi-bin/DktRpt.pl?314088>

Filer: The City of New York

Document Number: 60

Copy the URL address from the line below into the location bar of your Web browser to view the document: Document: https://ecf.nysd.uscourts.gov/doc1/12704805493?magic_num=69591638&de_seq_num=217&caseid=314088

Docket Text:

MEMORANDUM OF LAW in Support re: [59] MOTION for Reconsideration re; [56] Order on Motion to Dismiss,,,,. Document filed by The City of New York.

(Mirro, James)

1:06-cv-433 Notice has been electronically mailed to:

Gina Maria Bonica

bonica@kurlandassociates.com

James Mirro

jmirro@law.nyc.gov

Michael Symington Morgan

morganm@dany.nyc.gov

Yetta G. Kurland

kurland@helloworld.edu

1:06-cv-433 Notice has been delivered by other means to:

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Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=5/21/2008] [FileNumber=4609095-0]

[9e86d6cf096aee002274b3dc7eb1d0428530e3219d8a1e348beba9e2488b675d9476edf3b33012af62b077a75cf821abb73d29bc46121b4bald55f8e3f1fea15]]

Mirro, James

From: NYSD_ECF_Pool@nysd.uscourts.gov
Sent: Wednesday, May 21, 2008 1:50 PM
To: deadmail@nysd.uscourts.gov
Subject: Activity in Case 1:06-cv-00433-RJS-JCF Dunlop v. The City of New York et al Affirmation in Support of Motion

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Filer: The City of New York

Document Number: 61

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Docket Text:

AFFIRMATION of James Mirro in Support re: [59] MOTION for Reconsideration re; [56] Order on Motion to Dismiss,,,,. Document filed by The City of New York. (Attachments: # (1) Exhibit A-C, # (2) Exhibit D-1, # (3) Exhibit D-2, # (4) Exhibit D-3, # (5) Exhibit E, # (6) Exhibit F) (Mirro, James)

1:06-cv-433 Notice has been electronically mailed to:

Gina Maria Bonica

bonica@kurlandassociates.com

James Mirro

jmirro@law.nyc.gov

Michael Symington Morgan

morganm@dany.nyc.gov

Yetta G. Kurland

kurland@helloworld.edu

1:06-cv-433 Notice has been delivered by other means to:

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Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=5/21/2008] [FileNumber=4609151-0]
[a97beabe2b82e3ba9a0c235ea54fb2e1a9026827a4170dc4c9373976863145ca85578282691f907b25dcae23746a85e81cdb5e2d6a42c6d5fadbd2b7578daa84]]

Document description: Exhibit A-C